Application No.: 10/538,319 MAT-8706US

Response Dated April 10, 2008

Reply to Office Action of March 26, 2008

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appln. No:

10/538,319

Applicant: Filed:

Kunihiko Nakamura March 22, 2006

Title:

MECHANICAL RESONATOR

TC/A.U.:

2817

Examiner:

Barbara Summons

Confirmation No.: 1559

Docket No.:

MAT-8706US

## RESPONSE TO RESTRICTION REQUIREMENT

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

SIR:

This is in response to the Restriction Requirement stated in the Office Letter dated March 26, 2008.

The Examiner requires that claims of either Species I or Species II be elected for prosecution. Applicant elects to prosecute Species II, a mechanical resonator with capacitive actuation via an electrode that vibrates "in a resonance mode at a same resonant frequency as the vibration body" as shown in fig. 11B. The claims which are currently believed to correspond to that species are claims 6 and 19-21. Applicant accepts the Requirement for Election of Species. This election is

made without traverse.

Respectfully submitted.

Attorney for Applicant

Lawrence E. Ashery, Reg. No. 34,515

LEA/dmw

Dated: April 10, 2008

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